THE 9°

ARTICLES OF PEACE

Made and concluded by his Excellency

JAMES LORD Marquels of Ormond,

Lord Lieutenant General, and General Governour of his Majeſties Kingdom of *Ireland*, on the behalf of his Majeſty;

With

The GENERAL ASSEMBLY of the Roman Catholicks of the ſaid Kingdom, on the behalf of His Majeſties Roman Catholick Subjects of the ſame.

Re-printed in the Year, 1661.

THE ARTICLES OF PEACE

Made and concluded by his Excellency

Lord Lieut

The GENERAL ASSEMBLY of the
Roman Catholicks of the said Kingdom, on
the behalf of His Majesties Roman Catho-
lick Subjects of the same.

Re-printed in the Year, 1691.

BY THE

LORD LIEUTENANT

Generall, and general GOVERNOUR of the Kingdom of

IRELAND.

ORMONDE.

WHereas Articles of Peace, are made, concluded, accorded, and agreed upon, by and between Us, *JAMES* Lord Marqueſs of *Ormond*, Lord Lieutenant General, and General Governour of his Majeſties Kingdom of *Ireland*, by vertue of the Authority wherewith we are entruſted, for and on the behalf of his moſt Excellent Majeſty of the one part, and the *Generall Aſſembly* of the Roman Catholicks of the ſaid Kingdom, for and on the behalf of his Majeſties Roman Catholick Subjects of the ſame, on the other part: A true Copy of which Articles of Peace is hereunto annexed. We the Lord Lieutenant do by this

Proclamation, in his Majeſties name, publiſh the ſame; and do in his Majeſties name ſtrictly charge and command all his Majeſties Subjects, and all others inhabiting or reſiding within his Majeſties ſaid Kingdom of *Ireland* to take notice thereof, and to render due obedience to the ſame in all the Parts thereof.

And as His Majeſty hath been induced to this Peace, out of a deep ſenſe of the miſeries and calamities brought upon this his Kingdom, and People, and out of a hope conceived by his Majeſty, that it may prevent the further effuſion of his Subjects Blood, redeem them out of all the miſeries and calamities under which they now ſuffer, reſtore them to all quietneſſe and happineſs under his Majeſties moſt gracious Government, deliver the Kingdom in generall, from thoſe Slaughters, Depredations, Rapines, and Spoils, which alwayes accompany a War; encourage the Subjects and others with comfort to betake themſelves to Trade, Traffick, Comerce, Manufacture, and all other things, which uninterrupted, may encreaſe the wealth and ſtrength of the Kingdom, beget in all his Majeſties Subjects of this Kingdom, a perfect unity amongſt themſelves, after the too long continued diviſion amongſt them: So his Majeſty

aſſures

assures himself, that all his Subjects of this his Kingdom, (duely considering the great and inestimable benefits which they may finde in this Peace) will with all duty render due obedience thereunto. And We, in his Majesties name do hereby declare, that all persons so rendring due obedience to the said Peace, shall be protected, cherished, countenanced, and supported by his Majesty, and his Royal Authority, according to the true intent and meaning of the said Articles of Peace.

Given at Our Castle of Kilkenny the seventeenth day of January, 1648.

GOD SAVE THE KING.

ARTICLES of Peace made, concluded, accorded, and agreed upon, by and between his Excellency *JAMES* Lord Marquess of *ORMOND*, Lord Lieutenant General, and General Governour of his Majesties Kingdom of *Ireland*, for, and on the behalf of his most Excellent Majesty, By vertue of the authority wherewith the said Lord Lieutenant is inabled on the one part; And the *GENERALL ASSEMBLY* of the Roman Catholiques of the said Kingdom, for and on the behalf of his Majesties Roman Catholick Subjects of the same, on the other part.

HIS Majesties Roman Catholick Subjects (as thereunto bound by Allegiance, Duty, and Nature) do most humbly and freely acknowledge, and recognize their Sovereign Lord *KING CHARLES*, to be lawfull and undoubted *KING* of this Kingdom of *Ireland*, and other his Highness Realms and Dominions; And his Majesties said Roman Catholick Subjects, apprehending with a deep sense, the sad condition whereunto his Majesty is reduced, as a further humble testimony of their Loyalty, do declare, that they and their posterity for ever, to the uttermost of their power, even to the expence of their blood and fortunes, will maintain and uphold his Majesty, his Heirs, and lawful Successors, their Rights, Prerogatives, Government, and Authority, and thereunto freely and heartily will render all due obedience.

OF which faithful and loyal Recognition and Declaration so seasonably made by the said Roman Catholicks, his Majesty is graciously pleased to accept, and accordingly to own them his Loyal and Dutiful Subjects, And is further graciously pleased to extend unto them the following graces and securities.

1. *Im-*

1. *Imprimis*, It is concluded, accorded, and agreed upon, by and between the said Lord Lieutenant, for and on the behalf of his most Excellent Majesty, and the said *Generall Assembly*, For and on the behalf of the said Roman Catholique Subjects: And his Majesty is graciously pleased, that it shall be enacted, by Act to be past in the next Parliament, to be held in this Kingdom, that all and every the professors of the Roman Catholick Religion, within the said Kingdom, shall be free and exempt from all mulcts, penalties, restraints and inhibitions, that are or may be imposed upon them, by any Law, Statute, Usage, or Custome whatsoever, for or concerning the free exercise of the Roman Catholick Religion. And that it shall be likewise enacted, that the said Roman Catholicks, or any of them, shall not be questioned or molested in their Persons, Goods, or Estates, for any matter or cause whatsoever, for, concerning, or by reason of the free exercise of their Religion, by vertue of any Power, Authority, Statute, Law, or usage whatsoever. And that it shall be further enacted, That no Romane Catholique in this Kingdome, shall be compelled to exercise any Religion, form of Devotion, or Divine Service, other then such, as shall be agreeable to their Conscience, and that they shall not be prejudiced or molested in their persons, Goods, or Estates, for not observing, using, or hearing the Book of *Common Prayer*, or any other form of Devotion, or Divine Service, by vertue, or colour of any Statute made in the second year of *Queen Elizabeth*, or by vertue or colour of any other Law, Declaration of Law, Statute, Custome, or Usage, whatsoever, made, or declared, or to be made, or declared. And that it shall be further enacted, that the professors of the Roman Catholique Religion, or any of them, be not bound or obliged, to take the Oath, commonly called the Oath of *Supremacy*, expressed in the Statute of *Secundo Eliz. Cap.* 1o. or in any other statute or statutes; and that the said Oath shall not be tendred to them, and that the refusal of the said Oath shall not redound to the prejudice of them, or any of them, they taking the Oath of Allegiance, *in hæc verba*, viz. *I A. B. do truly acknowledge, professe, testifie, and declare in my Conscience, before God and the World, that our Sovereign Lord King* CHARLES *is lawfull and rightfull King of this Realm, and of other his Majesties Dominions and Countreys; and I will bear faith and true Allegiance to his Majesty, and his*

Heirs

Heirs and Successors, and him, and them will defend to the uttermost of my power, against all Conspiracies and Attempts whatsoever, which shall be made against his or their Crown and Dignity, and do my best endeavour to disclose and make known to his Majesty, his Heirs and Successors, or to the Lord Deputy, or other his Majesties Chief Governour or Governours for the time being, all Treasons or Trayterous Conspiracies, which I shall know or hear to be intended against His Majesty, or any of them; and I do make this Recognition and Acknowledgement, heartily, willingly, and truly, upon the true faith of a Christian, so help me God. Nevertheless the said Lord Lieutenant doth not hereby intend, that any thing in these Concessions contained, shall extend, or be construed to extend to the granting of Churches, Church-Livings, or the exercise of Jurisdiction; the Authority of the said Lord Lieutenant not extending so far: Yet the said Lord Lieutenant is authorized to give the said Roman Catholiques full assurance, as hereby the said Lord Lieutenant doth give unto the said Roman Catholiques full assurance, that they or any of them shall not be molested in the possession which they have at present of the Churches, and Church-Livings, or of the exercise of their respective Jurisdictions, as they now exercise the same, until such time as his Majesty, upon a full consideration of the desires of the said Roman Catholicks in a free Parliament to be held in this Kingdom, shall declare his further pleasure.

2. *Item.* It is concluded, accorded and agreed upon, by and between the said parties, and his Majesty is further graciously pleased, that a free Parliament shall be held in this Kingdome, within six moneths after the date of these Articles of Peace, or as soon after as *Thomas Lord Viscount Dillon of Castelloe, Lord President of Connaught, Donnogh Lord Viscount Muskery, Francis Lord Baron of Arthunrie, Alexander Mac Donnel, Esquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geffery Browne, Donnogh O Callaghne, Tirlagh O Neal, Miles Reilly*, and *Gerald Fennel, Esquires*, or the major part of them will desire the same, so that by possibility it may be held, and that in the mean time, and untill the Articles in these presents agreed to be passed in Parliament, be accordingly passed, the same shall be as inviolably observed, as to the matters therein contained, as if they were Enacted in

Parlia-

Parliament, and that in caſe a Parliament be not called, and held in this Kingdome, within two years next after the date of theſe Articles of Peace, then his Majeſties Lord Lieutenant, or other his Majeſties chief Governour or Governours, of this Kingdom for the time being, will (at the Requeſt of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnell Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reyly, and Gerald Fennell, Eſquires*, or the major part of them) call a *General Aſſembly* of the Lords and Commons of this Kingdome to attend upon the ſaid Lord Lieutenant, or other his Majeſties chief Governour or Governors of this Kingdome for the time being, in ſome convenient place, for the better ſettling of the Affairs of the Kingdom. And it is further concluded, accorded, and agreed by and between the ſaid Parties, that all matters that by theſe Articles are agreed upon to be paſſed in Parliament, ſhall be tranſmitted into England, according to the uſual form, to be paſſed in the ſaid Parliament; And that the ſaid Acts ſo agreed upon, and ſo to be paſſed, ſhall receive no diminution, or alteration here, or in England; Provided that nothing ſhall be concluded by both, or either of the ſaid Houſes of Parliament, which may bring prejudice to any of his Majeſties Proteſtant party, or their adherents, or to any of his Majeſties Roman Catholique Subjects party, or their adherents, other then ſuch things, as upon this Treaty are concluded to be done, or ſuch things as may be proper for the Committee of Priviledges, of either, or both Houſes to take Cognizance of, as in ſuch caſes heretofore hath been accuſtomed, and other then ſuch matters, as his Majeſty will be graciouſly pleaſed to declare his further pleaſure in, to be paſſed in Parliament, for the ſatisfaction of his ſubjects, and other then ſuch things as ſhall be propounded to either or both Houſes, by his Majeſties Lord Lieutenant, or other chief Governour or Governours of this Kingdome, for the time being, during the ſaid Parliament, for the advancement of his Majeſties ſervice, and the Peace of the Kingdom; which clauſe is to admit no Conſtruction, which may trench upon theſe Articles of Peace, or

any of them, and that both Houſes of Parliament may conſider what they ſhall think convenient, touching the repeal or ſuſpenſion of the ſtatute, commonly called *Poynings Act*, entituled, *An Act that no Parliament be holden in this Land until the Acts be certified into* England.

3. *Item*, It is further concluded, accorded, and agreed upon, by and between the ſaid parties, and his Majeſty is gratiouſly pleaſed, That all Acts, Ordinances, and Orders made by both or either Houſes of Parliament, to the blemiſh, diſhonour, or prejudice of his Majeſties Roman Catholick Subjects of this Kingdom, or any of them, ſithence the ſeventh of *Auguſt* 1641. ſhall be vacated, and that the ſame, and all Exemplifications, and other Acts, which contain the memory of them be made void, by Act to be paſt in the next Parliament to be held in this Kingdom, and that in the mean time the ſaid Acts or Ordinances, or any of them ſhal be no prejudice to the ſaid Roman Catholicks, or any of them.

4. *Item*. It is alſo concluded, accorded, and agreed upon, and his Majeſty is likewiſe gratiouſly pleaſed, that all Indictments, Attaindors, Out-lawries in this Kingdom, and all the proceſſes, and other proceedings thereupon, and all Letters Patents, Grants, Leaſes, Cuſtodiums, Bonds, Recognizances, and all Records, Act, or Acts, Office or Offices, Inquiſitions, and all other things depending upon, or taken by reaſon of the ſaid Indictments, Attainders, or Outlawries, ſithence the ſeventh day of *Auguſt*, 1641. in prejudice of the ſaid Catholicks, their Heirs, Executors, Adminiſtrators, or Aſſigns, or any of them, or the Widows of them, or any of them, ſhall be vacated and made void, in ſuch ſort, as no memory ſhall remain thereof to the blemiſh, diſhonour, or prejudice of the ſaid Catholicks, their Heirs, Executors, Adminiſtrators, or Aſſigns, or any of them, or the Widows of them, or any of them; and that to be done, when the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaught, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neil, Miles Rely*, and *Ger. Fenel, Eſquires*, or the major part of them, ſhall deſire the ſame, ſo that by poſſibility it may be done, and in the mean time that no ſuch Indictments, Attainders, Outlawries, Proceſſes, or other proceedings

ings thereupon; nor any Letters Patents, Grants, Leaſes, Cuſtodiums, Bonds, Recognizances, or any Record, Act, or Acts, Office or Offices, Inquiſitions, or any other thing depending upon, or taken by reaſon of the ſaid Indictments, Attainders, or Outlawries, ſhall in any ſort prejudice the ſaid Roman Catholicks, or any of them, but that they and every of them ſhall be forthwith, on perfection of theſe Articles, reſtored to their reſpective poſſeſſions and hereditaments reſpectively; provided that no man ſhall be queſtioned by reaſon hereof for meaſne rates or waſtes, (ſaving wilful waſtes committed after the firſt day of May laſt paſt.)

5. *Item.* It is likewiſe concluded, accorded, and agreed, and his Majeſty is graciouſly pleaſed, that (as ſoon as poſſibly may be) all impediments which may hinder the ſaid Roman Catholicks to ſit or vote in the next intended Parliament, or to chooſe, or to be choſen Knights and Burgeſſes to ſit or vote there, ſhall be removed, and that before the ſaid Parliament.

6. *Item.* It is concluded, accorded, and agreed upon, and his Majeſty is is further graciouſly pleaſed, That all debts ſhall remain as they were, upon the 23th. of *October* 1641. notwithſtanding any diſpoſition made or to be made by vertue or colour of any Attainders, Outlawry, Fugacy, or other forfeiture, and that no diſpoſition or grant made, or to be made, of any ſuch debts, by vertue of any Attainder, Outlawry, Fugacy, or other Forfeiture ſhall be of force; and this to be paſſed as an Act in the next Parliament.

7. *Item.* It is further concluded, accorded, and agreed upon, and his Majeſty is graciouſly pleaſed, That for the ſecuring of the Eſtates, or reputed Eſtates of the Lords, Knights, Gentlemen, and Freeholders, or reputed Freeholders, as well of *Connaught*, and County of *Clare*, or Countrey of *Thomond*, as of the Counties of *Limerick*, and *Tipperary*, the ſame to be ſecured by Act of Parliament, according to the intent of the 25th. article, of the graces granted in the fourth year of his Majeſties Reign, the tenor whereof (for ſo much as concerneth the ſame) doth enſue in theſe words, *viz. We are graciouſly pleaſed, that for the ſecuring of the Inhabitants of* Connaght, *and Country of* Thomond, *and County of* Clare, *that their ſeveral Eſtates ſhall be confirmed unto them, and their Heirs, againſt us, and our Heirs and Succeſſors, by Act to be paſſed in the next Parliament, to be holden in* Ireland,

to the end the ſame may never hereafter be brought into any further queſtion by us, our Heirs, and Succeſſors. In which Act of Parliament ſo to be paſſed, you are to take care, that all *tenures in capita*, and all Rents and Services, as are now due, or which ought to be anſwered unto us, out of the ſaid Lands and Premiſes, by any Letters Pattents paſt thereof ſince the firſt year of King *Henry* the Eighth, or found by any Office taken from the ſaid firſt yeare of King *Henry* the Eighth, until the one and twentieth of July 1615. whereby our late dear Father, or any his predeceſſors actually received any profit by Wardſhip, Liveries, Primer-ſeizins, Meſne-Rates, Ouſterlemaynes, or Fines of Alienations without licence, be again reſerved unto us, our Heirs and Succeſſors, and all the reſt of the Premiſes to be holden of our *Caſtle* of *Athlone* by Knights ſervice, according to our ſaid late Fathers Letters, notwithſtanding any tenures in Capite found for us by office, ſince the one and twentieth of July, one thouſand ſix hundred and fifteen, and not appearing in any ſuch Letters Patents, or Offices; within which rule, his Majeſty is likewiſe graciouſly pleaſed, that the ſaid Lands in the Counties of *Limerick* and *Tipperary* be included, but to be held by ſuch Rents and Tenures onely, as they were in the fourth year of his Majeſties Reign; provided alwayes, that the ſaid Lords, Knights, Gentlemen, and Freeholders, or reputed Freeholders, of the ſaid Province of *Connaght*, County of *Clare*, and County of *Thomond*, and Counties of *Tipperary* and *Limericke*, ſhall have and enjoy the full benefit of ſuch compoſition and agreement, which ſhall be made with his moſt Excellent Majeſty, for the Court of Wards, Tenures, Reſpit, and Iſſues of Homage, any clauſe in this Article to the contrary notwithſtanding: And as for the Lands within the Counties of *Kilkenny* and *Wicklo*, unto which his Majeſty was entituled by Office taken or found in the time of the Earl of *Straffords* Government in this Kingdom, his Majeſty is further graciouſly pleaſed, that the ſtate thereof ſhall be conſidered in the next intended Parliament, where his Majeſty will aſſent unto that, which ſhall be juſt and honourable; And that the like Act of Limitation of his Majeſties Titles for the ſecurity of the Eſtates of his Subjects of this Kingdom, be paſſed in the ſaid Parliament, as was enacted in the one and twentieth year of his late Majeſty King *James* his Reign in *England*.

8. *Item.*

8. *Item.* It is further concluded, accorded, and agreed upon, And his Majeſty is further graciouſly pleaſed, that all incapacities impoſed upon the Natives of this Kingdome, or any of them, as Natives, by any Act of Parliament, Proviſoes in Patents, or otherwiſe, be taken away, by Act to be paſſed in the ſaid Parliament, and that they may be enabled to erect one or more *Innes* of *Court*, in, or near the City of *Dublin*, or elſewhere, as ſhall be thought fit, by his Majeſties Lord Lieutenant, or other Chief Governour or Governours of this Kingdome for the time being: And in caſe the ſaid *Innes* of *Court* ſhall be erected before the firſt day of the next Parliament, then the ſame ſhall be in ſuch place, as his Majeſties Lord Lieutenant, or other Chief Governour or Governours of this Kingdome for the time being, by and with the Advice and Conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel, Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Barronet, Geffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reyly*, and *Gerald Fennel, Eſquires*, or any ſeven or more of them ſhall think fit: And that ſuch Students Natives of this Kingdome, as ſhall be therein, may take and receive the uſuall Degrees accuſtomed in any *Innes* of *Court*, they taking the enſuing Oath; viz. *I A. B. do truly acknowledge, profeſſe, teſtifie, and declare in my conſcience, before God and the World, That our Sovereign Lord King* CHARLES *is lawfull and rightfull King of this Realm, and of other his Majeſties Dominions, and Countreys, and I will bear Faith and true Allegiance to his Majeſty, and his Heirs and Succeſſors; and him, and them will defend, to the uttermoſt of my power, againſt all Conſpiracies, and Attempts whatſoever, which ſhall be made againſt his or their Crown and Dignity, and do my beſt endeavour to diſcloſe and make known to his Majeſty, his Heirs and Succeſſors, or to the Lord Deputy, or other his Majeſties Chief Governour or Governours, for the time being, all Treaſons, or traitrous Conſpiracies, which I ſhall know, or hear, to be intended againſt his Majeſty or any of them: And I do make this Recognition and Acknowledgement, heartily, willingly, and truly, upon the true Faith of a Chriſtian, ſo help me God, &c.* And his Majeſty is further graciouſly pleaſed, that his *Roman Catholick* Subjects may erect

and

and keep *Free-Schools* for education of youth in this Kingdom; any Law, or Statute to the contrary notwithstanding, and that all the matters assented unto in this Article, be passed as Acts of Parliament in the said next Parliament.

9. *Item.* It is further concluded, accorded, and agreed upon, by, and between the said parties: And his Majesty is graciously pleased, that places of Command, Honour, Profit, and Trust in his Majesties Armies in this Kingdome, shall be (upon perfection of these Articles) actually, and by particular Instances, conferred upon his *Roman Catholick Subjects* of this Kingdom; and that upon the distribution, conferring, and disposing of the places of Command, Honour, Profit, and Trust, in his Majesties Armies in this Kingdom, for the future no difference shall be made between the said *Roman Catholicks*, and other his Majesties Subjects, but that such distribution shall be made with equal indifferency, according to their respective merits, and abilities: And that all his Majesties Subjects of this Kingdom, as well *Roman Catholicks* as others may (for his Majesties service and their own security) arm themselves the best they may, wherein they shall have all fitting encouragement. And it is further concluded, accorded, and agreed upon, by and between the said parties; And his Majesty is further graciously pleased, That places of Command, Honour, Profit, and Trust in the *Civil Government* of this Kingdom shall be (upon passing of the Bills in these Articles mentioned in the next Parliament) actually and by particular Instances, conferred upon his Majesties Roman Catholick Subjects of this Kingdome, and that in the distribution, conferring, and disposal of the places of Command, Honour, Profit, and Trust, in the *Civil Government* for the future, no difference shall be made betweene the said *Roman Catholicks*, and other His Majesties Subjects, but that such distribution shall be made with equall indifference, according to their respective merits and abilities; And that in the distribution of Ministeriall Offices or Places, which now are, or hereafter shall be void in this Kingdome, equality shall be used, to the *Roman Catholick* Natives of this Kingdom, as to other his Majesties Subjects: And that the Command of Forts, Castles, Garrison Towns, and other places of importance in this Kingdome, shall be conferred upon his Majesties

Roman

Roman Catholick Subjects of this Kingdome upon perfection of theſe Articles, actually and by particular Inſtances: and that in the diſtribution, conferring, and diſpoſal of the Forts, Caſtles, Garriſon Towns, and other places of importance in this Kingdome, no difference ſhall be made between his Majeſties *Roman Catholick Subjects* of this Kingdome, and other his Majeſties ſubjects, but that ſuch diſtributions ſhall be made with equal indifference, according to their reſpective merits and abilities; And that untill full ſettlement in Parliament *fifteen thouſand foot* and *two thouſand and five hundred horſe* of the Roman Catholicks of this Kingdom, ſhall be of the ſtanding Army of this Kingdom, and that until full ſettlement in Parliament as aforeſaid, the ſaid Lord Lieutenant or other Chief Governour or Governours of this Kingdom for the time being, and the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaught, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnell Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neil, Miles Reyly, and Gerald Fennel, Eſquires*, or any ſeven or more of them, the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaught, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſq; Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Collaghane, Tirlagh O Neile, Miles, Reily*, and *Gerrald Fennel Eſquires*, ſhall diminiſh or adde unto the ſaid number, as they ſhall ſee cauſe from time to time.

10. *Item.* It is further concluded, accorded, and agreed upon, by and between the ſaid parties; and his Majeſty is further graciouſly pleaſed, that his Majeſty will accept of the yearly Rent, or annual ſumme of twelve thouſand pounds Sterl. to be applotted, with indifferency and equality, and conſented to be paid to his Majeſty, his Heirs and Succeſſors in Parliament, for, and in lieu of the Court of Wards in this Kingdome, *Tenures in capite, Common Knights ſervice*, and all other tenures within the Cognizance of that Court, and for and in lieu of all Wardſhips, Primer-ſeiſins, Fines, Ouſterlemaynes, Liveries, Intruſions, Alienations, Meaſne-rates, Releaſes, and all other profits within

within the cognizance of the ſaid Courts, or incident to the ſaid tenures or any of them, or Fines to accrue to his Majeſty, by reaſon of the ſaid tenures or any of them; and for, and in lieu of reſpits and iſſues of homage, and fines for the ſame; and the ſaid yearly Rent being ſo applotted and conſented unto in Parliament as aforeſaid, then a Bill is to be agreed on in the ſaid Parliament to be paſſed as an Act for the ſecuring of the ſaid yearly Rent or Annual ſumme of twelve thouſand pounds to be applotted as aforeſaid, and for the extinction and taking away of the ſaid Court, and other matters aforeſaid in this Article contained. And it is further agreed, that reaſonable compoſitions ſhall be accepted for Wardſhips fallen, ſince the three and twentieth of *October*, one thouſand ſix hundred forty and one, and already granted; and that no Wardſhip fallen and not granted, or that ſhall fall, ſhall be paſſed until the ſucceſſe of this Article ſhall appear; and if his Majeſty be ſecured as aforeſaid, then all Wardſhips fallen ſince the ſaid three and twentieth of *October*, are to be included in the agreement aforeſaid, upon compoſition to be made with ſuch as have Grants, as aforeſaid, which compoſition to be made with the Grantees ſince the time aforeſaid, is to be left to indifferent perſons, and the umpirage to be the ſaid Lord Lieutenant.

11. *Item.* It is further concluded, accorded, and agreed upon, by, and between the ſaid parties, and his Majeſty is further graciouſly pleaſed, that no Nobleman or Peer of this Realm in Parliament ſhall be hereafter capable of more proxies then two, and that blank proxies ſhall be hereafter totally diſallowed; and that if ſuch Noblemen or Peers of this Realm, as have no Eſtates in this Kingdom do not within five years (to begin from the concluſion of theſe Articles) purchaſe in this Kingdom, as followeth, *viz.* a Lord Baron two hundred pounds *per annum*, a Lord *Viſcount* four hundred pounds *per annum*, and an Earl ſix hundred pounds *per annum*, a Marqueſs eight hundred pounds *per annum*, and a Duke a thouſand pounds *per annum*, ſhall loſe their Votes in Parliament, until ſuch time as they ſhall afterwards acquire ſuch Eſtates reſpectively; and that none be admitted into the Houſe of Commons, but ſuch as ſhall be eſtated and reſident within this Kingdom.

12. *Item.* It is further concluded, accorded, and agreed upon,

by

by, and between the ſaid partyes, and his Majeſty is further gratiouſly pleaſed, that as for, and concerning the independency of the Parliament of *Ireland*, of the Parliament of *England*, his Majeſty will leave both houſes of Parliament in this Kingdom, to make ſuch declaration therein, as ſhall be agreeable to the Law of the Kingdome of *Ireland*.

13. Item it is further concluded, accorded, and agreed upon by, and between the ſaid partyes. And his Majeſty is further gratiouſly pleaſed, That the *Counſil Table* ſhall contain it ſelfe within its proper bounds, in handled matters of State and weight, fit for that place; amongſt which the Patents of plantation and the officies whereupon thoſe graunts are founded, are to be handled as matters of State and to be heard and determined by his Majeſties Lord Lievtenant, or other chief Governer or Governors for the time being and the Council publickely at the Council Boord, and not otherwiſe; titles between party, and party, growen after theſe Patents graunted are to be left to the ordinary courſe of law, And that the Council Table do not hereafter intermedle with common buſines that is within the cognizance of the ordinary Courts nor with the altering of poſſeſſions of lands; nor make, nor uſe private orders, hearings, or refferences, concerning any ſuch matter, nor graunt any Injunctions or order for ſtay of any ſuits in any Civil cauſe, and that partyes greived for, or by reaſon of any proceedings formerly had there, may commence their ſuites and proſecute the ſame in any of his Majeſties Courts of Juſtice or Equity for remedy of their pretended rights, without and reſtraint, or interruption from his Majeſty or otherwiſe by the cheif Governer or Governers, and Council of this Kingdome; And that the proceedings in the reſpective *Preſidence Courts*, ſhall be purſuant and according to his Majeſties printed book of Inſtructions, And that they ſhall containe themſelves within the limits preſcribed by that book, when the Kingdome ſhall be reſtored to ſuch a degree of quietneſs, as they be not neceſſarily inforced to exceed the ſame.

14. Item it is further concluded, accorded, and agreed upon, by, and between the ſaid parties, And his Majeſty is further gratiouſly pleaſed, that as for, and concerning one Statute made in this Kingdome in the eleventh yeare of the Raigne of *Queene*

Elizabeth, entituled, *An Act for staying of woll, flocks, tallow, and other neceſſaries within this Realme*; And one other ſtatute made in the ſaid Kingdome, in the twelfth yeare of the Raigne of the ſaid *Queene* entituled, *An Act*

And one other ſtatute made in the ſaid Kingdome in the thirteenth yeare of the *Raigne* of the ſaid late *Queene*, entituled, *An explanation of the Act made in a Ceſſion of this Parliment for the ſtaying of woll, flocks, tallow, and other wares, and comodites, mentioned in the ſaid Act*, and certaine Articles added to the ſame *Act*, all concerning Staple or Native Comodites, of this Kingdome, ſhall be repealed, if it ſhall be ſo thought fit in the Parliament (excepting for *woll*, and *woll-fells*) and that ſuch indifferent perſons as ſhall be agreed on, by the ſaid *Lord Lievtenant*, and the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght*, *Donnogh Lord Viſcount Muskery*, *Francis Lord Barron of Athunry*, *Allexander Mac Donnell*, *Eſquire*, *Sr. Lucas Dillon Knight*, *Sr. Nicholas Plunkett Knight*, *Sr. Richard Barnewall Barronett*, *Geffery Brown*, *Donnogh O Callaghan*, *Tirlagh O Neill*, *Myles Reyly*, and *Gerrald Fennell Eſquires*, or any ſeven or more of them, ſhall be authorized by Comiſſion under the great Seale, to moderate, and aſcertaine the rates of marchandize to be exported, or imported, out of, or into this Kingdome, as they ſhall think fit.

15. Item it is concluded, accorded, and agreed, by, and betweene the ſaid parties, And his Majeſty is gratiouſly pleaſed, that all and every perſon and perſons within this Kingdome, pretending to have ſuffered by offices found of ſeveral countries Terrytoryes, Lands, and hereditaments, in the Province of *Vlſter*, and other Provinces of this Kingdome, in, or ſince the firſt yeare of *King Iames* his Raigne, or by attainders, and forfeitures or by pretence or collour thereof, ſince the ſaid firſt yeare of *King Iames*, or by other acts depending on the ſaid offices, attainders, and forfeitures, may petition his Majeſty in Parliament for reliefe and redreſs, and if after examination it ſhall apeare to his Majeſty, the ſaid perſons or any of them, have been injured, then his Majeſty will preſcribe a courſe to repaire the perſon or perſons ſo ſuffering, according to Iuſtice and honnor.

16. Item it is further Concluded, accorded, and agreed upon, byand between the ſaid parties, & his Majeſty is further gratiouſly pleaſed, That as to the particular caſes of *Maurice Lord Viſcount de Rupe & Fermoy*, *Arthur Lord Viſcount Iueagh*, *Sr. Edmond fitz Gerrald of Clounglisſe Barronet*, *Charles Mac Charthy Reagh*, *Roger Moore*, *Anthony Moore*, *William fitz Gerald*, *Anthony Lynch*, *Iohn Lacy*, *Collo Mac Bryen Mac Mahon*, *Donnell Coſtingen*, *Edmon fitz Gerrald of Ballimartyr*, *Lucas Keatinge Theobald Roch fitz Myles*, *Thomas fitz Gerrald of the Vally*, *Iohn Bourke of Loghmaske*, *Edmond fitz Gerrald of Ballimullo*, *Iames fitz William Gerrald of Glyſnan*, and *Edward Sutton*, they may petition his Majeſty in the next Parliament, whereupon his Majeſty will take ſuch conſideration of them as ſhall be juſt and fit.

17. Item it is likewiſe concluded, accorded, and agreed upon, by, and between the ſaid parties, And his Majeſty is gratiouſly pleaſed, That the Cittizens, Freemen, Burgeſſes, and former inhabitants of the City of *Corke*, and Townes of *Yoghall*, and *Dongarvan*, ſhall be forthwith, upon perfection of theſe Articles, reſtored to their reſpective poſſeſſions, and eſtates, in the ſaid City and Towns reſpectively, where the ſame extends not, to the indangering of the Garriſons in the ſaid City and Townes; In which caſe ſo many of the ſaid Cittizens and Inhabitants as ſhall not be admitted to the preſent poſſeſſion of their houſes within the ſaid City, and Townes ſhall be affoorded a valuable Annuall Rent for the ſame, untill ſettlement in Parliament, at which time they ſhall be reſtored to thoſe their poſſeſſions; And it is further agreed, and his Majeſty is gratiouſly pleaſed, that the ſaid Cittizens, Freemen, Burgeſſes, and Inhabitants of the ſaid City of *Corke* and Townes of *Yowghall* and *Dongarvan* reſpectively ſhall be enabled, in convenient time before the next Parliament to be held in this Kingdome, to chooſe and returne Burgeſſes into the ſame Parliament.

18. Item it is further concluded, accorded, and agreed upon, by and between the ſaid parties, and his Majeſty is further gratiouſly pleaſed, that an *Act of oblivion* be paſſed in the next Parliament, to extend to all his Majeſties Subjects of this Kingdome, and their adherents, of all treaſons, and offences Capital,

Criminall, and perſonal, and other offences, of what nature, kind or quallity ſoever, in ſuch manner, as if ſuch treaſons, or offences, had never been committed, perpetrated, or done; That the ſaid *Act* do extend to the Heires, Children Kindred, Executors, Adminiſtrators, wives, widdowes, dowagers, and Aſſignes, of ſuch of the ſaid Subjects and their adherents, who dyed on, before, or ſince the three and twentyeth of *October* 1641. That the ſaid Act, do relate to the firſt day of the next Parliament; That the ſaid Act, do extend to all bodyes Politick, and Corporate, and their reſpective Succeſſors, and unto all Cityes, Burroughes, Countyes Baronies Hundreds, Towns, Villages, Tythings, and every of them, within this Kingdome for and concerning all & every of the ſaid offences, or any other offence, or offences in them, or any of them, committed, or done, by his Majeſties ſaid Subjects, or their adherents, or any of them, before, in, or ſince the three and 20 of *October* 1641. Provided, this Act ſhall not extend to be conſtrued to pardon any offence, or offences, for which any perſon or perſons have been convicted or attainted of Record at any time, before the twenty third day of *October* in the year of our Lo. one thouſand ſix hundred forty and one; That this Act ſhall extend to piracies and all other offences, committed upon the ſea by his Majeſties ſaid Subjects, or their adherents or any of them; That in this *Act* of *oblivion*, words of releaſe, acquital, and diſcharge be incerted; That no perſon or perſons, bodyes pollitick, or Corporate, Countyes, Cityes, Burroughes, Barronies, Hundreds, Towns, Villages, Tythings or any of them within this Kingdome included within the ſaid *Act*, be Troubled, impeached, ſued, inquieted, or moleſted for, or by reaſon of any offence, matter, or thing whatſoever comprized within the ſaid *Act*; And the ſaid *Act* ſhall extend to all rents, goods, and chattles taken, detained, or grown due to the Subjects of the one party from the other, ſince the three and twentyeth of *October* one thouſand ſix hundred forty and one, to the date of theſe Articles of Peace; and alſo to all cuſtomes, rents, arreares of rents, prizes, Recognizances, Bonds, Fines, Forfeitures, penaltyes, and to all other profits, parquiſits and dues, which were due, or did, or ſhould accrue to his Majeſty, on, before, or ſince the three and twenty of *October*, one thouſand ſix hundred

dred forty and one, until the perfection of theſe Articles; And likewiſe to all meſne-rates, Fynes of what nature ſoever Recognizances, Iudgments, executions thereupon, and penalties whatſoever, and to all other profits due to his Majeſty ſince the ſaid three and twentieth of *October*, and before until the perfection of theſe Articles, for, by reaſon, or which lay within the ſurvey or Cognizance of the *Court of Wards*; And alſo to all reſpites, iſſues of homage, and Fines for the ſame: Provided this ſhall not extend to diſcharge or remit any of the *Kings* debts or ſubſidies, due before the ſaid three and twentyeth of *October* one thouſand ſix hundred forty and one, which were then, or before levied, or taken by the Sherriffes, Comiſſioners, Receivers, or Collectors, and not then, or before accompted for, or ſince diſpoſed to the publick uſe of of the ſaid Roman Catholick Subjects, but that ſuch perſons may be brought to accompt for the ſame after full ſettlement in Parliament, and not before, unleſs by, and with the adviſe and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donogh Lord Viſcount Muskery, Frances Lord Barron of Athunrie, Alexander Mac Donnel Eſquire, Sr. Lucas Dellon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewel Barronet, Geffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reily, and Gerald Fennell Eſqmeres*, or any ſeven or more of them, the ſaid Lord Lievtenant ſhall otherwiſe think fit; Provided that ſuch barbarous and inhuman crimes as ſhall be particularized and agreed upon by the ſaid Lord Lievtenant, and the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Baron Athunry, Alexander Mac Donnell Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight Sr. Richard Barnewall Baronet, Geffery Brown, Donnogh ô Callaghane, Tirlagh ô Neilles, Rely, and Ger. Fennell, Eſquires*, or any ſeven or more of them, as to the actors and procurers thereof, be left to be tryed & adjudged by ſuch indifferent Comiſſioners as ſhall be agreed upon by the ſaid Lord Lievtenant, and the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Barron of Athunry, Alexander Mac Donnel Eſquire, Sr Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard*

Barnewe-

Barnewall Barronett, *Geffery Brown*, *Donnogh O Callaghane*, *Tirlagh O Neill*, *Miles Reilly*, *and Gerald Fenell Esquires*, or any seven or more of them, And that the power of the said Comissioners shall continue only for two yeares next ensuing after the date of their comission; which comission is to issue within six monthes after the date of these Articles; provided also that the Comissioners to be agreed on for tryall of the said particular crymes to be excepted, shall heare, order, and determine all cases of trust, where releife may or ought in equity to be affoorded, against all manner of persons according to the equity and circumstances of every such cases, and his Majesties cheif Governor or Governors, and other Governors and Magistrates for the time being, &all his Majesties Courts of Iustice and other his Majesties officers of what condition, or quality soever, be bound, and required to take notice of, and pursue the said *Act of oblivion*, without pleading or suite to be made for the same; and that no Clearke or other officers do make out, or write out any manner of writts, processes, summons, or other precept, for, concerning, or by reason of any mater, cause, or thing whatsoever, released, forgiven, discharged, or to be forgiven by the said Act, under paine of twenty pounds Sterl', And that no Sherriffe or other officer do execute any such writt, process, summons, or Precept, and that no Record, writing, or memory do remaine of any offence or offences released, or forgiven, or mentioned to be forgiven by this act, And that all other causes usually incerted in acts of General pardon or oblivion, enlarging his Majesties grace & mercy not herein particularized, be incerted and comprized in the said Act, when the Bill shall be drawn up with the exceptions already expressed, and none other; Provided allwayes that the said act of oblivion shall not extend, to any treason, fellony, or other offence or offences, which shall be comitted, or done from or after the date of these Articles, until the first day of the before mentioned next Parliament, to be held in this Kingdome; provided also that any act, or acts, which shall be done by vertue, pretence, or in persuance of these Articles of peace agreed upon, or any act, or acts, which shall be done by vertue collour or pretence of the power, or authority used, or exercised by, and amongst the confederate Roman Catholickes, after the date of

the

the ſaid Articles, and before the ſaid publication, ſhall not be accompted, taken or conſtrued, or be treaſon, fellony, or other offence to be excepted out of the ſaid *Act of oblivion*; Provided likewiſe that the ſaid *Act of oblivion* ſhall no extend unto any perſon or perſons that will not obey, & ſubmit unto the Peace concluded & agreed on by theſe Articles; Provided further, that the ſaid *Act of oblivion*, or any in this Article contained, ſhall not hinder or interrupt the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lo. Preſident of Connaght, Donnogh Lo. Viſcount Muskery Francis Lord Barron of Athunry, Allexander Mac Donnell Eſqu. Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neile, Miles Reyly, and Gerrald Fennell Eſquires*, or any ſeven or more of them to call to an accompt, and proceed againſt the *Councell* and *Congregation* and the reſpective *Supreame Councils, Commiſſioners General*, appointed hitherto, from time to time by the confederate Catholicks to manage their affaires, or any other perſon or perſons accomptable to an accompt for their reſpective receipts, and diſburſments, ſince the beginning of their reſpective imploiments under the ſaid confederate Catholicks, or to acquitt or releaſe any arreares of Exciſes Cuſtoms or publick taxes, to be accompted for, ſince the three and twentyeth of *October* one thouſand ſix hundred forty and one, and not diſpoſed of hitherto to the publick uſe, but that the parties therein concerned may be called to an accompt for the ſame as aforeſaid, by the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Barron of Athunry, Allexander Mac Donnell, Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronett, Geffery Brown; Donnogh OCallaghane, Tirlagh O Neill, Myles Reyly, and Gerald Fennell Eſquires*, or any ſeaven or more of them, the ſaid *Act*, or any thing therein contained to the contrary notwithſtanding.

19. Item it is further concluded, accorded, and agreed upon, by and between the ſaid parties; And his Majeſty is gratiouſly pleaſed, that an act be paſſed in the next Parliament, prohibiting, that neither the Lord Deputy or other cheif Governer or Governors, Lord Chancellor, Lord high Threſurer, vice,

Threſurer

Threſurer, Chancellor, or any of the Barons of the Exchequer, Privie Councill or Iudges of the foure Courts, be Fearmers of his Majeſtyes Cuſtomes within this Kingdom.

20. Item it is likewiſe concluded, accorded and agreed, And his Majeſty is gratiouſly pleaſed, that an act of Parliament paſs in this Kingdome againſt *Monnopolies*, ſuch as was enacted in England 21. Iacobi Regis with a further clauſe of Repealing of all graunts of *Monnopolies* in this Kingdome; And that Commiſſioners be agreed upon by the ſaid Lo. Lievtenant and the ſaid *Thomas Lo. Viſcount Dellon of Caſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Barron of Athunry, Allexander Mac Donnel Eſquire, Sr. Lucas Dellon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewal Baronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Miles Reyly, and Gerrald Fennell Eſquiers*, or any ſeven or more of them, to ſet down the Rates for the cuſtome and impoſition to be laid on Aquavite, wine, Oyle, Yearne, and Tobacco.

21. Item it is concluded, accorded, and agreed; And his Majeſty is gratiouſly pleaſed that ſuch perſons ſhall be agreed, on, by the ſaid Lo. Lievtenant and the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnagh Lord Viſcount Muskery, Frances Lord Baron of Athunry, Allexander Mac Donnell Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghan, Terlagh O Neill, Myles Reyly, and Gerrald Fennell Eſquires*, or any ſeven or more of them, ſhall be (as ſoone as may be) authorized by Comiſſion under the Great Seale, to Regulate the Court of *Caſtle-Chamber*, and ſuch cauſes, as ſhall be brought into, and cenſured in the ſaid Court

22. Item it is concluded accorded, & agreed upon, And his Majeſty is gratiouſly pleaſed, that 2 acts lately paſſed in this kingdome prohibiting the plowing with horſes by the taile, & the other prohibiting the burning of oates in the ſtraw, be repealed.

23. Item it is further concluded, accorded, and agreed, by and between the ſaid parties, And his Majeſty is further gratiouſly pleaſed; for as much as upon application of Agents from this Kingdome unto his Majeſty in the fourth year of his Raigne, and lately upon humble ſuite made unto his Majeſty by a Committee of both houſes of the Parliament of this Kingdome

some order was given by his Majesty for redresse of severall greevances, and for so many of those as are not expressed in the Articles, whereof both houses in the next ensuing Parliament shall desire the benefit of his Majesties said former directions for redresses therein, that the same be afforded them; yet so, as for prevention of inconveniencies to his Majesties service, that the warning mentioned in the foure and twentyeth Article of the *Graces* in the fourth yeare of his Majesties Raigne, be to understood, that the warning being left at the persons dwelling houses, be held sufficient warning; and that as to the two and twentyeth Article of the said *Graces*, the process hitherto used in the *Court of wards* do still continue, as hitherto it hath done in that, and hath been used in our English Courts; But the *Court of wards* being compounded for so much of the aforesaid answer as concerne warning and process shall be omitted.

24. Item It is further concluded, accorded, and agreed, by and beetween the said parties; And his Majesty is further graciously pleased, that *Maritym Causes* may be determined in this Kingdome, without driving of marchants, or others to appeale, and seek Iustice elswhere, and if it shall fall out that there be cause of an Appeale, the party grieved is to appeal to his Majesty in the *Chancery* of Ireland, and the sentence thereupon to be given by the Delegats to be definitive, and not to be questioned upon any further Appeale, except it be in the Parliament of this Kingdome, if the Parliament shall then be sitting otherwise not; This to be by Act of Parliament; And until the said Parliament, the *Admiralty* and *Maritym Causes* shall be ordered and settled by the said Lord Lievtenant, or other cheife Governor or Governors of this Kingdome for the time being by & with the advice & consent of the said *Thomas Lo. Viscount Dillon of Costelloe Lo. President of Connaght, Donough Lo. Viscount Muskery, Frances Lo. Barron of Athunry Alexander Mac Donnell, Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewall Baronett, Geffry Brown, Donough O Cullaghan, Tirlagh O Neile, Myles Reyly, and Gerrald Fennell Esquires*, or any seven or more of them.

25. Item It is further concluded, accorded, and agreed upon, by & between the said parties, & his Majesty is further graciously pleased, that his Majesties Subjects of this Kingdome be eased

of all rents & increase of rents lately raised, on the Comissioners *Defective titles* in the Earl of *Straffords* Government; This to be by Act of Parliament, and that in the mean time, the said Rents shall not be written for by any process, or increase of rents or the paiment thereof in any sort procured.

26. Item It is further concluded, accorded and agreed upon, by, and between the said parties, and his Majesty is further gratiously pleased, that by Act to be passed in the next Parliament, all the arrears of *Interest mony* which did accrue, or grow due by way of debt, mortgadge, or otherwise, and yet not satisfied, since the three and twentieth of *October* one thousand six hundred forty and one, until the perfection of these Articles, shall be fully forgiven, and be released; And that for and during the space of three years next ensuing, no more shall be taken for use or intrest of mony, then five pounds per *Cent*. And in cases of equality arising through disability occasioned by the distempers of these times, the considerations of equity to be alike unto both parties. But as for *Mortgages* contracted between his Majesties *Roman Catholick Subjects*, and others of that party where entier hath been made by the *Mortgadgers*, against law, and the condition of their *Mortgadges*, and detained wrongfully by them, without giving any satisfaction to the *Mortgadgees* or where any such *Mortgadgers* have made profit of the lands *Mortgadged* above Country charges, yet answer no rent, or other consideration to the *Mortgadgees*, the parties greeved respectively, to be left for relief, to a course of equity therein.

27. Item it is further concluded, accorded, and agreed upon And his Majesty is further gratiously pleased, that imediatly upon perfection of these Articles, the said *Thomas Lord Viscount Dillon of Costelos Lord President of Connaght, Donogh Lord Viscount Muskery, Francis Lord Barron of Athumry, Allexander Mac Donnell Esquire Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronet, Geffery Brown, Donogh O Callaghane, Tirlagh O Neile, Miles Reyly, and Gerrald Fennell Esquires*, shall be authorized by the said Lord Lievtenant to proceed in, hear, determin and execute, in & throughout this Kingdome, the ensuing particulars, and all the matters thereupon depending; And that such authority, and other the authorityes hereafter mentioned, shall

remaine

remain of force without revocation, alteration, or diminution, untill acts of Parliament be passed, according to the purport and intent of these Articles, And that in case of death, miscarriage, disabillity to serve by reason of sickness, or otherwise, of any of the said *Thomas Lord Viscount Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskery, Francis Lord Barron of Athunry, Allexander Mac Donnell, Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh OCallaghane, Tirlagh O Neill, Myles Reyly, and Gerald Fennell Esquires*, his Majesties Lord Lievtenant, or other chief Governor or Governors of this Kingdome for the time being, shall name and authorize another in the place of such as shall be so dead, shall miscarry himself, or be so disabled, and that the same shall be such persons as shall be allowed of, by the said *Thomas Lord Viscount Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskery, Francis Lord Barron of Athunry, Allexander Mac Donnell, Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Myles Reyly, Gerrald Fennell Esquires*, or any seven or more of them then liveing; And that the said *Thomas Lo. Viscount Dillon of Costelloe Lo. President of Connaght, Donnogh Lord Viscount Muskery, Francis Lord Barron of Athunry, Allexander Mac Donnell Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghane Tirlagh O Neill, Miles Reilly, and Gerald Fenell Esquires*, or any seven or more of them, shall have power to applot, raise and leavy meanes with indifferency, & equality, by way of *Excise* or other wise, upon all his Majesties Subjects within the said Kingdome, their persons Estates and goods, towards the maintenance of such Army or Armies as shall be thought fit to continue, and be in pay for his Majesties service, the defence of the Kingdome, and other the neceffary publick charges thereof, and towards the maintainence of the Forts, Castles, Garrisons and towns of both or either party; other then such of the said Forts, Garisons and Castles, as from time to time, untill there shall be a settlement in Parliament, shall be thought fit by his Majesties cheif Governer or Governers of this King-

dome for the time being, by, and with the adviſe and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtellee Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Barron of Athunrie, Alexander Mac Donnel Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewal Barronet, Geffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reily, and Gerald Fennell Eſquieres*, or any ſeven or more of them, not to be maintaind at the charge of the publick. Provided that his Majeſties Lord Lievtenant or other chief Governor or Governors of this Kingdome for the time being, be firſt made acquainted with ſuch taxes, levies, and Exciſes, as ſhall be made, and the manner of the levying thereof, and that he approve the ſame; and to the end that ſuch of the *Proteſtant partie*, as ſhall ſubmit to the Peace, may in the ſeverat Counties, where any of their Eſtate lyeth, have equality and indifferency in the aſſeſſements, and levyes that ſhall concern their Eſtates in the ſaid ſeveral Counties, It is concluded, accorded, and agreed upon, and his Majeſty is graciouſly pleaſed, that in the directions which ſhall iſſue to any ſuch County for the aplotting, ſubdividing and levying of the ſaid publick Aſſeſſements, ſome of the ſaid *Proteſtant partie* ſhall be joyned with others of the Roman *Catholick partie* to that purpoſe, and for effecting that ſervice: and that the ſaid *Thomas La. Viſcount Dillon of Coſtellee Lo. Preſident of Connaght, Donnogh Lord Viſcount Muskery, France Lord Barron of Athunry, Alexander Mac Donnel Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight, Sr. Richard Barnwall Barronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Miles Rely, and Gerrald Fennell, Eſquires*, or any ſeven or more of them, ſhall have power to levy the arrears of all Exciſe, and all other, publick taxes, impoſe by the confederate Roman Catholicks, and yet unpaid, and to call all Receivers, and other accomptants of all former taxes and all publick dues to a juſt and ſtrict accompt, either by themſelves, or by ſuch as they, or any ſeven or more of them ſhall name or appoint; And that the ſaid Lord Lievtenant, or any other chief Governor or Governors of this Kingdome for the time being, ſhall from time to time, iſſue Commiſſions to ſuch perſon and perſons, as ſhall be named and appointed, by the ſaid *Thomas Lord Viſ-*

count

count Dillon of Coſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Barron Athunry, Alexander Mac Donnell Eſquire, Sr. Lcuas Dillon Knight, Sr. Nicholas Plunkett Knigh Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghan, Terlagh O Neiil, Myles Reyly, Gerrald Fennell Eſquires, or any ſeven or more of them, for letting ſetting, and improving the eſtates of all ſuch perſon and perſons as ſhall adhere to any partie opoſing his Majeſties Authority, & not ſubmiting to the Peace, and that the profits of ſuch eſtates ſhall be converted by the ſaid Lord Lievtenant or other chief Governor or Governors of this Kingdome for the time being, to the maintenance of the *Kings* Army & other neceſſary charges untill ſettlement by Parliament; And that the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnagh Lord Viſcount Muskery, Frances Lord Baron of Athunry, Allexander Mac Donnell Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Ricard Barnewall Barronet, Geffery Brown, Donnogh ô Callaghane, Tirlagh ô Neille, Miles Reyly, and Ger. Fennell Eſquires,* or any ſeven or more of them, ſhall have power to applott, raiſe, and leavie meanes with indifferency, and equality, for the buying of *Armes* and *Amunition*, and for the entertaining of *Frigats*, in ſuch proportion as ſhall be thought fit by his Majeſties Lord Lievtenant or other chief Governor or Governors of this Kingdome for the time being, by, and with adviſe and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe Lord Preſident of Connaght, Donnogh Lord Viſcount Muskerie, Francis Lord Barron of Athunrie, Alexander Mac Donnel Eſquire, Sr. Lucas Dillon Knight, Sir Nicholas Plunkett Knight, Sir Richard Barnewal Barronet, Geffery Brown, Donnogh, O Callaghane, Tirlagh O Neil, Miles Reilly, and Gerald Fennel Eſquires* or any ſeven or more of them the ſaid *Armes* and *Amunition* to be laid up in ſuch *Magazines* and under the charge of ſuch perſons as ſhall be agreed on by the ſaid Lord Lievtenant, and the ſaid *Thomas Lord Viſcount Dellon of Caſtelloe Lo. Preſident of Connaght, Donnogh Lord Viſcount Muskery, Frances Lord Barron of Athunry, Allexander Mac Donnel Eſquire Sr. Lucas Dellon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewal Barronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Miles Reily, and Gerrald*

Fennell

Fennell Esquires, or any seaven or more of them, to be disposed of, and the said Frigates to be imploied for his Majesties service, and the publick use, and benefit of the Kingdome of *Ireland*; And that the said *Thomas Lord Viscount Dillon of Castelloe Lord President of Connaght, Donnogh Lo. Viscount Muskery, Frances Lord Barron of Athunry, Allexander Mac Donnell Esquire, Sr. Lucas Dillon Knight Sr. Nicholas Plunket Knight, Sr. Richard Barnewal Barronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Miles Reily, and Gerrald Fennell Esquires*, or any seven or more of them, shall have power to applot raise and leavy meanes with indifferency and equality by way of *Excise* or otherwise, in the severall Cities, Corporat Towns, Counties and parties of Counties, now within the Quarters, and only upon the Estates of the said Confederat *Roman Catholicks*, all such some and somes of mony, as shall appear to the said *Thomas Lo. Visc. Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskerie, Francis Lord Barron of Athunry, Allexander Mac Donnel Esquire, Sr. Lucas Dillon Knight, Sir. Nicholas Plunket Knight, Sir. Richard Barnewal Barronet, Geffery Brown, Donnogh, O Callaghane, Tirlagh O Neil, Miles Reilly, and Gerald Fennel Esquires* or any seven or more of them to be realy due, for, and in the discharge of the publick ingagements of the said Confederate Catholicks incurred, or grown due before the conclusion of these Articles; And that the said *Thomas Lord Viscount Dillon of Costelloe Lord President of Connaght, Donnagh Lord Viscount Muskery, Frances Lord Baron of Athunry, Allexander Mac Donnell Esquire, Sr. Lucas Dillon Knight Sr. Nicholas Plunket Knight Sr. Richard Barnewall Barronet, Geffery Brown Donnogh O Callaghane, Tirlagh O Neille, Miles Reyly, and Gerald Fennell Esquires*, or any seven or more of them, shall be Authorized to appoint Receivers, Collectors, and all other officers, for such monies as shall be assessed, taxed, or applotted, in pursuance of the Authorities mentioned in this Article, & for the arreares of all former applotments, taxes, and other publick dues yet unpaied, And that the said *Thomas Lord Viscount Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskery, Frances Lo. Barron of Athunry, Alexander Mac Donnell Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett Knight Sr Richard Barnewall*

wall Barronett, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Myles Reyly, Gerrald Fennell Esquires, or any seven or more of them, in case of refractorines, or delinquency, may distraine and imprison, and cause such deliquents to be distrained and imprisoned; And that the said *Thomas Lord Viscount Dillon of Costelloe Lo. President of Connaght, Donnogh Lord Viscount Muskery, Fr. Lo. Barron of Athunry, Alexander Mac Donnel Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewall Baronet, Geffery Brown, Donnogh O Callaghane, Tirlagh O Neill, Miles Rely, and Gerrald Fennell Esquires,* or any seven or more of them, make perfect books, of all such monies as shall be applored, raised, and leavied, out of which books they are to make several & respective abstracts to be delivered under their hands or the hands of any seaven or more of them, to the several and respective Collectors, which shall be appointed to leavy and receive the same, and that a Duplicat of the said books, under the hands of the said *Thomas Lord Viscount Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskery, Frances Lord Barron of Athunry, Allexander Mac Donnel Esquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewal Barronet, Geffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reily, and Gerald Fennell Esquiers,* or any seven or more of them, be delivered unto his Majesties Lord Lievtenant, or other chief Governor or Governors, of this Kingdome for the time being, whereby a present accompt may be given: And that the said *Thomas Lord Viscounnt Dillon of Costelloe Lord President of Connaght, Donnogh Lord Viscount Muskery Frances Lord Barron of Athunry, Allexander Mac Donnell Esquire Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett knight, Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghane Tirlagh O Neill, Miles Reyly and Gerrald Fennell Esquires* or any seaven or more of them, shall have power to call the *Councels* and *Congregation,* and the respective Supream *Councels* and Comissioners General appointed hitherto from time to time, by the said Confederat Roman Catholicks to mannage their publick affaires, and all other persons acceptable, to an accompt, for all their receipts and disbursments, since the beginning of their respective imployments, under the Confederate Roman Catholicks

28. Item It is concluded, accorded, and agreed; by and between the ſaid parties, and his Majeſty is gratiouſly pleaſed, that for the preſervation of the Peace and tranquility of the Kingdome, the ſaid Lord Lievtenant, and the ſaid *Thomas Lo. Viſcount Dillon of Coſtelloe Lo. Preſi. of Connaght Don. Lo. Viſcount Muskery, Frances Lo. Barron of Athunry Allexander Mac Donnell, Eſquier, Sr. Lucas Dillon Knight, Sr. Nicholas Plunket Knight, Sr. Richard Barnewell Barronett Geffery Brown Donnogh O Callaghan Tirlagh O Neill, Myles Reyly and Gerrald Fennell Eſquires*, or any ſeven or more of them, ſhall for the preſent agree upon ſuch perſons, who are to be authorized, by Comiſſion under the Great Seale, to be *Commiſſioners of the Peace Oyer and Terminer, Aſſizes and Goale delivery*, in & throughout the Kingdome to continue during pleaſure with ſuch power as *Juſtices of the peace Oyer and Terminer Aſſizes and Goal delivery* in former times of Peace, have uſually had, which is not to extend unto any crime or offence committed before the firſt of *May* laſt paſt; And to be quallified with power to heare and determine all *Civill cauſes* coming before them not exceeding ten pounds: Provided that they ſhall not intermedle with titles of lands; Provided likewiſe the Authority of ſuch Comiſſioners ſhall not extend to queſtion any perſon or perſons for any ſhipping, cattel, or goods heretofore taken by either party from the other, or other injuries done contrary to the Articles of Ceſſation concluded by and with the ſaid Roman Catholick party in or ſince May laſt but that the ſame ſhall be determined by ſuch indifferent perſons as the Lord Lievtenant with the adviſe & conſent of the ſaid *Thomas Lo. Viſconnt Dillon of Coſtelloe Lo. Preſident of Connaght, Donnogh Lord Viſcount Muskery Frances Lord Barron of Athunry, Allexander Mac Donnell Eſquire, Sr. Lucas Dillon Knight, Sr. Nicholas Plunkett knight, Sr. Richard Barnewall Barronett, Geffery Brown, Donnogh O Callaghan Tirlagh O Neill Miles Reyly and Gerrald Fennell Eſquires* or any ſeaven or more of them ſhall thinke fit to the end that ſpeedy and equall Juſtice may be done to all parties grived; And the ſaid Comiſſioners are to make their Eſtreates as accuſtomed in time of Peace, & ſhall take the ſuing Oath *viz.* you ſhall ſweare that as Juſtice of the Peace, Oyer and

and Terminer, Assizes and Gaole Delivery, in the Counties of A. B. C. in all Articles of the Commission to you directed, you shall doe equall right to the Poor and to the Rich, after your cunning, and wit and power, and after the Lawes and Customs of the Realm. And in pursuance of these Articles, and you shall not be of Councell of any Quarrel hanging before you; And the Issues, Fines, and Amercements which shall happen to be made, and all Forfeitures which shall happen before you, you shall cause to be entred without any concealment or embezzleing, and truly send to the Court of Exchequer, or to such other place as his Majesties Lord Lieutenant, or other Chief Governour or Governours of this Kingdome shall appoint, until there may be access unto the said Court of Exchequer: You shall not let for gift or other cause, but well and truly, you shall do your Office of Justice of the Peace, Oyer and Terminer, Assizes and Goal-Delivery in that behalf, and that you take nothing for your office of Justice of the Peace, Oyer and Terminer, Assizes and Goal-Delivery to be done, but of the King, and Fees accustomed: And you shall not direct, or cause to be directed, any Warrant by you to be made to the parties, but you shall direct them to the Sheriffs and Bayliffs of the said Counties respectively, or other the Kings Officers or Ministers, or other indifferent persons to do execution thereof, So help you God, &c. And that as well in the said Commission, as in all other Commissions and Authorities to be issued in pursuance of these present Articles, this Clause shall be inserted; viz. That all Officers Civil and Martial shall be required to be aiding and assisting, and obedient unto the said Commissioners, and other persons to be authorised as aboveſaid, in the Execution of their respective Powers.

29 *Item.* It is further concluded, accorded, and agreed by and between the said parties, and his Majesty is further graciously pleased, That his Majesties Roman Catholick Subjects doe continue the possession of such of his Majesties Cities, Garrisons, Towns, Forts and Castles which are within their now Quarters, until settlement by Parliament, and to be commanded, ruled, and governed in chief upon occasion of necessity, as to the Martiall and Military affairs, by such as his Majesty, or his chief Governour or Governours of this Kingdome for the

time being shall appoint: And the said appointment to be by, and with the advice and consent of the said *Thomas Lord Viscount Dillon of Costelloe, Lord President of Connaght, Donnogh Lord Viscount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnell Esquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reyly, and Getrald Fennell, Esquires*, or any seven or more of them. And his Majesties chief Governor or Governors is to issue Commissions accordingly to such persons as shall be so named and appointed as aforesaid, for the Executing of such Command, Rule, or Government, to continue until all the particulars in these present Articles agreed on to pass in Parliament, shall be accordingly passed; onely in case of Death or Misbehaviour, such other person or persons to be appointed for the said Command, Rule, and Government to be named and appointed in the place or places of him or them, who shall so dye or misbehave themselves, as the chief Governour or Governours for the time being, by the advice and consent of the said *Thomas Lord Viscount Dillon of Costelloe, Lord President of Connaght, Donnogh Lord Viscount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel, Esquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Barronet, Geffery Browne, Donnogh O Callaghane, Tirlagh O Neill, Miles Reyly*, and *Gerald Fennel, Esquires*, or any seven or more of them shall think fit, and to be continued until settlement in Parliament as aforesaid.

30. *Item*, It is further concludd, accorded, and agreed, by, and between the said parties, and his Majesty is further graciously pleased That all Customes and Tenths of Prizes belonging to His Majesty, which from the perfection of these Articles shall fall due within this Kingdome, shall be paid into his Majesties Receipt, or until recourse may be had thereunto in the ordinary legall way, unto such person or persons, and in such place and places, and under such Comptrollers, as the Lord Lieutenant shall appoint to be disposed of, in order to the defence and safety of the Kingdom, and the defraying of other the necessary publick Charges thereof, for the ease of the Subjects in other their Leavies, Charges, and Applotments: And that all and every per-

son

ſon and perſons, who are at preſent intruſted and imployed by the ſaid *Roman Catholicks* in the Entries, Receipts, Collections, or otherwiſe, concerning the ſaid Cuſtomes and Tenths of Prizes, do continue their reſpective imployments in the ſame untill full ſettlement in Parliament, accomptable to His Majeſties Receipts, or untill recourſe may be had thereunto, as the ſaid Lord Lieutenant ſhall appoint as aforeſaid, other then as to ſuch and ſo many of them, as to the chief Governor or Governors for the time being, by and with the advice and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geffery Browne, Donnogh O Collaghane, Tirlagh O Neill, Miles Reily*, and *Gerrald Fennel Eſquires*, or any ſeven or more of them, ſhall be thought fit to be altered; and then, and in ſuch caſe, or in caſe of death, fraud, or misbehaviour, or other alteration of any ſuch perſon or perſons, then ſuch other perſon or perſons to be imployed therein, as ſhall be thought fit by the chief Governour or Governours for the time being, by and with the advice and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neil, Miles Reyly*, and *Gerrald Fennell, Eſquires*, or any ſeven or more of them: And where it ſhall appear that any perſon or perſons who ſhall be found faithfull to his Majeſty, hath right to any of the Offices, or places about the ſaid Cuſtomes, whereunto he or they may not be admitted until ſettlement in Parliament as aforeſaid, that a reaſonable compenſation ſhall be afforded to ſuch perſon or perſons for the ſame.

31. *Item.* As for, and concerning His Majeſties Rents payable at Eaſter next, and from thenceforth to grow due untill a ſettlement in Parliament, It is concluded, ordered, and agreed upon, by and between the ſaid parties, and His Majeſty is graciouſly pleaſed, that the ſaid Rents be not written for, or leavied,

until a full ſettlement in Parliament, and in due time upon application to be made to the ſaid Lord Lieutenant, or other chief Governour or Governours of this Kingdome, by the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geffery Browne, Donnogh O Collaghane, Tirlagh O Neill, Miles Reily,* and *Gerrald Fennel Eſquires*, or any ſeven or more of them, for remittall of thoſe Rents, the ſaid Lord Lieutenant, or other chief Governour or Governours of this Kingdome for the time being, ſhall intimate their deſires, and the reaſons thereof to his Majeſty, who upon Conſideration of the preſent condition of this Kingdome, will declare his gracious pleaſure therein as ſhall be juſt, and honourable, and ſatisfactory to the reaſonable deſires of his Subjects.

32. *Item.* It is concluded, accorded, and agreed, by and between the ſaid parties, and his Majeſty is further graciouſly pleaſed, That the Commiſſioners of Oyer and Terminer, and the Goale Delivery to be named as aforeſaid, ſhall have power to hear and determine, all Murthers, Man-ſlaughters, Rapes, Stealths, Burning of Houſes, and Corn in Reek or Stack, Robberies, Burglaries, Forciable Entries, Detainers of Poſſeſſions, and other Offences committed or done, and to be committed and done, ſince the firſt Day of May laſt paſt, untill the firſt Day of the next Parliament, theſe preſent Articles or any thing therein contained to the contrary notwithſtanding: Provided that the Authority of the ſaid Commiſſioners ſhall not extend to queſtion any perſon or perſons for doing or committing any act whatſoever before the concluſion of this Treaty, by vertue or colour of any Warrant or Direction from thoſe in Publick Authority among the Confederate Roman Catholicks, nor unto any act which ſhall be done after the perfecting and concluding of theſe Articles, by vertue or pretence of any Authority which is now by theſe Articles agreed on: Provided alſo that the ſaid Commiſſion ſhall not continue longer then the firſt day of the next Parliament.

33. *Item.* It is concluded, ordered, and agreed, by, and between the ſaid parties, and his Majeſty is further graciouſly pleaſed,

fed, That for the determining ſuch Differences which may ariſe between his Majeſties Subjects within this Kingdom, and the prevention of inconvenience and diſquiet, which through want of due remedy in ſeveral Caſes may happen, there ſhall be Judicatures eſtabliſhed in this Kingdom; and that the perſons to be authorized in them ſhall have power to do all ſuch things as ſhall be proper and neceſſary for them to do: And that the ſaid Lord Lieutenant, by and with the advice and conſent of the ſaid *Thomas Lord Viſcount Dillon of Coſtelloe, Lord Preſident of Connaght, Donnogh Lord Viſcount Muskery, Francis Lord Baron of Athunry, Alexander Mac Donnel Eſquire, Sir Lucas Dillon Knight, Sir Nicholas Plunket Knight, Sir Richard Barnewall Baronet, Geoffery Browne, Donnogh O Callaghane, Tirlagh O Neil, Miles Rely*, and *Gerrald Fennell, Eſquires*, or any ſeven or more of them, ſhall name the perſons ſo to be authorized, and do all other things incident unto, and neceſſary for the ſettling of the ſaid intended Judicatures.

34. *Item.* At the inſtance, humble ſuit, and earneſt deſire of the General Aſſembly of the Confederate Roman Catholicks, It is concluded, accorded, and agreed upon, That the Roman Catholick Regular Cleargy of this Kingdome, behaving themſelves conformable to theſe Articles of Peace, ſhall not be moleſted in the poſſeſſions which at preſent they have, of, and in the bodies, ſcites, and precincts of ſuch Abbeys and Monaſteries belonging to any Roman Catholick within the ſaid Kingdome, until ſettlement by Parliament: And that the ſaid Cleargy ſhall not be moleſted in the enjoying of ſuch Penſions as hitherto ſince the Wars they enjoyed for their reſpective livelihood from the ſaid Roman Catholicks: And the ſcites, and precincts hereby intended, are declared to be the body of the Abbey, one Garden and Orchard to each Abbey, (if any there be) and what elſe is contained within the Walls, Mures, or ancient Fences or Ditch, that doth ſupply the Wall thereof, and no more.

35. *Item.* It is concluded, accorded, and agreed, by, and between the ſaid parties, That as to all other the demands of the ſaid Roman Catholicks, for or concerning all, or any the Matters propoſed by them, not granted or aſſented unto, in, and by the aforeſaid Articles; The ſaid Roman Catholicks be referred to his Ma-

jeſties

F 184811
A3863.3

jesties Gracious Favour and further Conceſſions. In witneſſe whereof, the ſaid Lord Lieutenant, for and on the behalf of His moſt Excellent Majeſty, to the one part of theſe Articles, remaining with the ſaid Roman Catholicks, hath put his Hand and Seal; And Sir *Richard Blake* Knight in the Chair of the *Generall Aſſembly* of the ſaid Roman Catholicks, by order, command, and unanimous conſent of the ſaid Catholicks, in full Aſſembly, to the other part thereof, remaining with the ſaid Lord Lieutenant, hath put his Hand, and the Publick Seal hitherto uſed by the ſaid Roman Catholicks, the Seventeenth Day of *January*, One thouſand ſix hundred forty and eight: And in the four and twentieth Year of the Reign of our Sovereign Lord CHARLES, by the Grace of God, KING of Great *Britain*, *France*, and *Ireland*, &c.

ORMONDE.

FINIS.